

Message Text

CONFIDENTIAL

PAGE 01 BONN 12572 050943Z

53

ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-03 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 IO-10

SAJ-01 ACDA-05 /074 W

----- 080896

R 050929Z AUG 75

FM AMEMBASSY BONN

TO USMISSION USBERLIN

SECSTATE WASHDC 1915

INFO AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION NATO BRUSSELS

C O N F I D E N T I A L BONN 12572

E.O. 11652: GDS

TAGS: PGOV, PINT, PINS, WB

SUBJECT: SIMPLIFIED PROCEDURE FOR BANNING NPD PUBLIC
MEETING IN BERLIN

REF: BERLIN L430

1. US REP PLACED SUBJECT ITEM ON AGENDA FOR TRIPARTITE DISCUSSION JULY 29 ON BASIS OF USBER REPORT THAT ALLIED MISSIONS BERLIN WERE RECOMMENDING BONN GROUP REVIEW. BOTH BRITISH AND FRENCH REPS PREFERRED THAT DISCUSSIONS CONTINUE IN BERLIN, WITH MISSIONS THERE ATTEMPTING TO REACH COMPROMISE ON BASIS OF INSTUCTIONS FROM EMBASSIES OR CAPITALS. (UK REP OBSERVED THAT SUBJECT IS STRICTLY TRIPARTITE AND IS ONE OF HIDEOUS COMPLEXITY.) US REP CONCURRED IN PROPOSAL TO REMAND ITEM TO BERLIN. EMBASSY VIEWS ON THE PROPOSALS OUTLINED IN REFTEL FOLLOW.

2. WE PROCEED FROM THE CONVICTION THAT THE WHOLE PROCESS OF BANNING THE ACTIVITIES OF ANY POLITICAL PARTY IS ODIIOUS. WHILE WE HAVE LITTLE CHOICE BUT TO DO SO,
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 12572 050943Z

THE PROCEDURES SHOULD NOT BECOME SO AUTOMATIC OR

MECHANICAL THAT WE APPEAR TO CONSIDER IT A MATTER OF LITTLE IMPORT. NONETHELESS, WE ALSO RECOGNIZE THE ABSURDITY OF HAVING TO CHURN OUT BK/O'S ON AN ALMOST DAILY BASIS, PARTICULARLY SINCE THEIR PUBLICATION WOULD BRING EVEN BROADER PUBLIC ATTENTION TO WHAT THE ALLIES ARE DOING IN THIS REGARD.

3. AS BETWEEN THE TWO PROPOSALS DESCRIBED REFTTEL, WE MUCH PREFER THE USBER SUGGESTION IN PARA 3. SO LONG AS THE BAN IS LIMITED TO A SUITABLY SHORT PERIOD SUCH AS THREE MONTHS, AND SINCE THERE IS THE HYPOTHETICAL POSSIBILITY THAT A GIVEN MEETING MIGHT BE PERMITTED EVEN WITHIN THAT PERIOD, THE USBER PROPOSAL WOULD REMOVE SOME OF THE STING FROM THE ALLIED ACTION. WE ALSO AGREE WITH USBER THAT IT WOULD NOT BECOME NECESSARY TO ENGAGE IN DIRECT NEGOTIATIONS WITH THE NPD, PARTICULARLY IF THE WORDING OF THE BK/O MADE IT CLEAR THAT IN THE ABSENCE OF A REPLY TO AN APPLICATION RECEIVED DURING THE THREE-MONTH PERIOD THE BAN REMAINED IN EFFECT.

4. OUR OBJECTIONS TO THE BRITISH PROPOSAL ARE TWO-FOLD: FIRST OF ALL, WE CONTINUE TO HAVE DOUBTS ABOUT THE ADEQUACY OF NOTICE TO POTENTIAL PARTICIPANTS IN AN NPD MEETING. (THE BRITISH LEGAL ADVISER HERE POINTS OUT THAT, IN THE EVENT OF A CRIMINAL PROSECUTION, THE ACCUSED MIGHT USE LACK OF NOTICE AS A DEFENSE, BUT WE CONSIDER THAT THIS MISSES THE POINT.) SECONDLY, WE ARE NOT CERTAIN THAT A SERIES OF LETTERS FROM THE CHAIRMAN OF THE LEGAL COMMITTEE, WHICH WOULD ALMOST CERTAINLY HAVE TO BE PUBLISHED, WOULD SIGNIFICANTLY LESSEN THE SUCCESS OF THE NPD IN RIDICULING THE AK, EVEN THOUGH THE PROCEDURE WOULD SIMPLIFY THE INTERNAL WORK FOR THE AK ITSELF. AT A MINIMUM, WE BELIEVE THAT IF THE BRITISH PLAN IS ADOPTED, IT TOO SHOULD CONTAIN A TIME LIMIT. WE WOULD NOT LIKE TO SEE A PROCEDURE ADOPTED WHICH WOULD IN EFFECT MEAN THAT THE QUESTION NEED NOT RECEIVE PERIODIC HIGH LEVEL AK REVIEW.

4. IF AGREEMENT TO THE BRITISH PROPOSAL IS NECESSARY
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 BONN 12572 050943Z

TO ACHIEVE CONSENSUS, AND PROVIDED A TIME LIMIT IS BUILT INTO THAT PROPOSAL, EMBASSY WOULD RELUCTANTLY AGREE TO IT.

5. DEPARTMENT MAY WISH TO PROVIDE GUIDANCE FOR CONTINUED DISCUSSION AMONG MISSIONS IN BERLIN.
HILLENBRAND

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETING AGENDA, POLITICAL REPRESSION, POLITICAL PARTIES
Control Number: n/a
Copy: SINGLE
Draft Date: 05 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: RowellE0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BONN12572
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750269-0878
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750879/aaaacrod.tel
Line Count: 114
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 75 BERLIN 1430
Review Action: RELEASED, APPROVED
Review Authority: RowellE0
Review Comment: n/a
Review Content Flags:
Review Date: 23 APR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23 APR 2003 by CunninFX>; APPROVED <02 OCT 2003 by RowellE0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SIMPLIFIED PROCEDURE FOR BANNING NPD PUBLIC MEETING IN BERLIN
TAGS: PGOV, PINT, PINS, WB
To: USBERLIN STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006